

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

FILED  
IN CLERKS OFFICE  
2004 JUN -7 P 12:54

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

DIRECT MARKETING CONCEPTS, INC., et  
al.,

Defendants.

CIVIL ACTION NO. 04-CV-11136GAO

**NOTICE OF FILING WITH CLERK'S OFFICE**

Notice is hereby given that the documents, exhibits or attachments listed below have been manually filed with the court and are available in paper form only:

**1. The following exhibits attached to the Affidavit Donald Barrett:**

Exhibit A – Distribution Agreement dated February 18, 2002;

Exhibit B – Letter from Daniel Hurtado to Federal Trade Commission dated April 24, 2002;

Exhibit C – Supporting materials filed in FTC v. Trudeau action in the U.S. District Court for the Northern District of Illinois;

Exhibit D – Letters sent by DMC to “Closer Look” distributors dated June 19, 2003;

Exhibit E – Distribution Agreement dated April 4, 2003;

Exhibit F – Transcript of Sales Presentation;

Exhibit G – Summary of Clinical Treatments by Dr. Alex Guerrero;

Exhibit H – FDA Warning Letter dated May 12, 2004;

Exhibit I – Deposition Subpoena of Donald Barrett;

Exhibit J – Demand Letter dated April 23, 2004;

Exhibit K – Affidavit of John Maihos;

Exhibit L – Memorandum to Scot Sarver dated September 12, 2003;

Exhibit M – Public Records regarding Richard Cushman;

Exhibit N – Notice of Trespass to Richard Cushman dated December 2, 2003 and  
December 3, 2003;

The original documents are maintained in the case file in the Clerk's Office.

Dated: June 7, 2004

/s/ Peter S. Brooks  
Peter S. Brooks  
Attorney For: Defendants  
Direct Marketing Concepts, Inc.,  
ITV Direct, Inc., and Donald W. Barrett



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U.S. DISTRICT COURT  
DISTRICT OF MASS.

June 7, 2004

**VIA HAND DELIVERY**

Clerk of the Court  
U.S.D.C. of Massachusetts  
John Joseph Moakley U.S. Courthouse  
One Courthouse Way  
Boston, MA 02210

Re: Federal Trade Commission v. Direct Marketing Concepts, Inc., et al.  
C.A. No. 04-CV-11136 GAO

Dear Sir/Madam:

Enclosed for filing with the Court please find a Notice of Filing with Clerk's Office with exhibits.

Thank you for your attention to this matter.

Very truly yours,

SEYFARTH SHAW LLP

A handwritten signature in cursive script, appearing to read "Olia A. Golinder".

Olia A. Golinder  
Paralegal

Enclosures

ATLANTA BOSTON CHICAGO HOUSTON LOS ANGELES NEW YORK SACRAMENTO SAN FRANCISCO WASHINGTON, D.C. BRUSSELS